Mr. K. Narayana Menon *(Mulakunnathukavu):* Will not the exact hour and date be specified in the card?

Mr. M. Sivarama Menon *(Advocate-General):* It will be. But the point is whether we can give out the time, without reference to the defence of the accused in the case.

Mr. P. Kumaran Ezhuthassan *(Vadakkancheri):* May I know, Sir, whether, as a matter of fact, the arrested person was enlarged on bail?

Mr. M. Sivarama Menon *(Advocate-General):* Government cannot answer that question, because the accused has been charge-sheeted and it may prejudice the accused.

Mr. P. Kumaran Ezhuthassan *(Vadakkancheri):* May I know, Sir, how the Government says that the matter in sub-divisions (*g*) and (*h*) become sub-judice?

Mr. M. Sivarama Menon *(Advocate-General):* That is exactly what I said. If the case is that he has not been arrested, then if we say that he was released on bail, it may prejudice the accused. Why should we say that according to our case, he was released on bail? We say that he has been arrested. But he will have his own defence. He may say he was never arrested, but pretty early in the morning he was actually in a distant place.

Mr. P. Kumaran Ezhuthassan *(Vadakkancheri):* Is it the case of the Government, Sir, that the factum of the grant of bail.....

Mr. President: Order, order. You had the answer to your question. I can't allow any further questions on this object.

Mr. P. Kumaran Ezhuthassan *(Vadakkancheri):* We have to bow to your ruling, Sir.

Mr. A. B. Salem *(Mattancheri):* How came it that when a bailable offence has been committed the accused was not granted bail?

Mr. President: Order, order. The answer to that question was covered by the answer already given.

Mr. P. Kumaran Ezhuthassan *(Vadakkancheri):* With regard to sub-division (*d*) it is stated, Sir, that he has executed an agreement as required by the rules. Is there any agreement by him in terms of money made for the performance of his duties?

Khan Sahib Y. Muhammad Roshan Sahib Bahadur *(Commissioner of Police):* I want notice for that.

Mr. P. Kumaran Ezhuthassan *(Vadakkancheri):* May I know, Sir, for what the Hon'ble Member for Police wants notice?

Khan Sahib Y. Muhammad Roshan Sahib Bahadur *(Commissioner of Police):* The information is in the Registration Department. So I want notice to get information from that Department.

Mr. P. Kumaran Ezhuthassan *(Vadakkancheri):* May I know, Sir, whether the answer was prepared after perusing the agreement mentioned here?

Khan Sahib Y. Muhammad Roshan Sahib Bahadur *(Commissioner of Police):* The answer was prepared basing on the information supplied by the Registration Department.

Mr. P. Kumaran Ezhuthassan *(Vadakkancheri):* My question, Sir, is not which Department prepared the answer. May I know whether in framing this answer the agreement referred to in the answer was referred to by the authorities concerned.

Mr. M. Sivarama Menon *(Advocate-General):* It must have been read by the officer who supplied the answer. We require notice because the terms of the agreement have to be looked into and the agreement itself is not on the table here.

Mr. A. B. Salem *(Mattancheri):* The answer to question (c) is "yes". Was not bail offered?

Mr. M. Sivarama Menon *(Advocate-General):* That question cannot be answered because it again raises the other issue.

Mr. P. Kumaran Ezhuthassan *(Vadakkancheri):* May I know, Sir, how the question whether bail was offered or not, touches the matter before court?

Mr. President: The Advocate-General has already answered the question. I can't allow it to be put again.

Mr. P. Kumaran Ezhuthassan *(Vadakkancheri):* It is a very awkward position for the Government at any rate.

PARTICULARS OF CASES CHARGED UNDER THE DEFENCE OF INDIA ACT

132. **Mr. T. A. Ramachandra Ayyar** *(Nellayi):* Will Government be pleased to state.—

(*a*) the number of cases charged under the Defence of India Act last year; how many were convicted and how many discharged;

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(*b*) how many such cases were charged this year; how many convicted and how many discharged?

Khan Sahib Y. Muhammad Roshan Sahib Bahadur *(Commissioner of Police)*:

	No. of cases charged	*No. convicted*	*No. discharged*
(*a*)	1,131	804	95
(*b*)	177	44	1

Mr. T. A. Ramachandra Ayyar *(Nellayi)*: 804 and 95. What was done with the other cases?

Khan Sahib Y. Muhammad Roshan Sahib Bahadur *(Commissioner of Police)*: Pending trial.

Mr. P. Kumaran Ezhuthassan *(Vadakkancheri)*: Are all the remaining numbers pending? Or has any one of them been disposed of in other ways than conviction or discharge?

Kahn Sahib Y. Muhammad Roshan Sahib Bahadur *(Commissioner of Police)*: There might be some withdrawals of cases.

133. Mr. T. A. Ramachandra Ayyar *(Nellayi)*: Will Government be pleased to state.—

(*a*) the number of cases charged for smuggling of paddy and rice in 1118 and the number this year;

(*b*) of these, how many were charged for smuggling of paddy and rice amounting to less than one para;

(*c*) what is the maximum quantity smuggled or attempted to be smuggled for which a case was charged against an individual last year and this year?

Khan Sahib Y. Muhammad Roshan Sahib Bahadur *(Commissioner of Police)*:

	1118	*1119*
(*a*)	275	42
(*b*)	68	10
(*c*)	75 bags of paddy	56 paras of paddy

Mr. T. A. Ramachandra Ayyar *(Nellayi)*: 68 cases were charged for smuggling rice amounting to less than one para. May I know the minimum quantity for which a case was charged?

Khan Sahib Y. Muhammad Roshan Sahib Bahadur *(Commissioner of Police)*: The minimum quantity was about half a para.

Mr. K. M. Ibrahim *(Cranganur)*: Was it not submitted by the Hon'ble Member for Food Supplies in one of the previous meetings of the Council that in one particular instance the quantity of detected article of rice amounted to a hundred bags?

Rao Sahib M. M. Paul *(Director of Food Supplies)*: I want notice.

Mr. K. M. Ibrahim *(Cranganur)*: Does the Hon'ble Member for Food Supplies.....

Mr. President: Order, order. If the hon'ble member wishes to pursue the question any further he should give notice referring to the answer given on the previous occasion.

EXTRACTION OF TIMBER FROM FORESTS ON A LARGE SCALE

134. Mr. C. K. S. Moni *(Nominated)*: Will Government be pleased to state.—

whether the disafforestation effected by unusual collection of large quantities of timber and by clearance for Hill Paddy will not adversely affect the State forests?

Mr. S. Venkateswaran *(Conservator of Forests)*:

Since intensive regeneration work has been proposed to be undertaken of the cleared areas immediately, the large scale extraction of timber in connection with Hill Paddy cultivation will not adversely affect the State forests.

LEGISLATIVE BUSINESS—GOVERNMENT BILLS

The Cochin Trade Marks Bill

Mr. M. Sivarama Menon *(Advocate-General)*: Sir, I beg to move that the Cochin Trade Marks Bill be taken up and finally passed.

Mr. B. V. K. Menon *(Secretary to Government)*: I second it.

Motion put and carried

Mr. I. Madhava Panicker *(Joint Secretary to Government)*: Sir, I beg to move that the Cochin Registration Act Amendment Bill be taken up and finally passed.

Mr. B. V. K. Menon *(Secretary to Government)*: I second it.

Motion put and carried

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